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FEB 20, 2018

CLERK US DISTRICT COURT
DISTRICT OF NEVADA

BY: *[Signature]* DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) 2:15-CR-148-RFB-(CWH)
)
 Plaintiff,)
)
 v.) Preliminary Order of Forfeiture
)
 SHERMAN DAVID REIF,)
)
 Defendant.)

This Court finds that defendant Sherman David Reif pled guilty to Count One of a One-Count Criminal Indictment charging him with Possession of Child Pornography in violation of Title 18, United States Code, Section 2252A(a)(5)(B). Criminal Indictment, ECF No. 1; Change of Plea, ECF No. 52.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Bill of Particulars and the Forfeiture Allegations of the Criminal Indictment and the offense to which defendant Sherman David Reif pled guilty. Criminal Indictment, ECF No. 1; Bill of Particulars, ECF No. 17; Change of Plea, ECF No. 52.

The following property is (1) any visual depiction described in Title 18, United States Code, Section 2252A, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of Title 18, United States Code, Section 2252A(a)(5)(B) and (2) any property, real or personal, used or intended to be used to commit or to promote the commission of Title 18,

1 United States Code, Section 2252A(a)(5)(B) or any property traceable to such property, and is
2 subject to forfeiture pursuant to Title 18, United States Code, Section 2253(a)(1) and 2253(a)(3):

- 3 1. Compaq Presario computer SR2170NX, serial number CNH7060T43;
- 4 2. Western Digital 160 gigabyte SATA hard drive, serial number
5 WCANM9097861;
- 6 3. PNY Attache 8 gigabyte thumb drive;
- 7 4. Lexar 2 gigabyte thumb drive, serial number 33060-2GBB-4807;
- 8 5. Apple iPod 2 gigabyte, serial number 7K722N42VQ5;
- 9 6. Apple iPod 8 gigabyte, serial number 7K744ZZEYXX;
- 10 7. Three (3) TDK Silver Compact discs, bearing serial numbers
11 3126KI151LH13821, 3126KI151LH13820, and 3126KI151LH13079;
- 12 8. One (1) Silver Memorex CD, serial number N109MF242A839007C1;
- 13 9. One (1) Silver Maxell Digital video disc, serial number PEP
14 6L5KK222007658; and
- 15 10. One (1) Gold Memorex CD, serial number HS3158EG312 9869 D3

16 (all of which constitutes property).

17 This Court finds the United States of America is now entitled to, and should, reduce the
18 aforementioned property to the possession of the United States of America.

19 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
20 the United States of America should seize the aforementioned property.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory rights,
22 ownership rights, and all rights, titles, and interests of Sherman David Reif in the aforementioned
23 property is forfeited and is vested in the United States of America and shall be safely held by the
24 United States of America until further order of the Court.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of
26 America shall publish for at least thirty (30) consecutive days on the official internet government

1 forfeiture website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited
2 property, state the time under the applicable statute when a petition contesting the forfeiture must
3 be filed, and state the name and contact information for the government attorney to be served
4 with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code,
5 Section 853(n)(2).

6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or
7 entity who claims an interest in the aforementioned property must file a petition for a hearing to
8 adjudicate the validity of the petitioner's alleged interest in the property, which petition shall be
9 signed by the petitioner under penalty of perjury pursuant to Title 21, United States Code,
10 Section 853(n)(3) and Title 28, United States Code, Section 1746, and shall set forth the nature
11 and extent of the petitioner's right, title, or interest in the forfeited property and any additional
12 facts supporting the petitioner's petition and the relief sought.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be
14 filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no
15 later than thirty (30) days after the notice is sent or, if direct notice was not sent, no later than
16 sixty (60) days after the first day of the publication on the official internet government forfeiture
17 site, www.forfeiture.gov.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if
19 any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at
20 the following address at the time of filing:


21 Michael A. Humphreys
22 Assistant United States Attorney
23 Daniel D. Hollingsworth
24 Assistant United States Attorney
25 501 Las Vegas Boulevard South, Suite 1100
26 Las Vegas, Nevada 89101.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described
26 herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate

1 agency following publication of notice of seizure and intent to administratively forfeit the above-
2 described property.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies
4 of this Order to all counsel of record.

5 DATED this 20 day of February, 2018.

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8 
UNITED STATES DISTRICT JUDGE
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